

Without a doubt, the city of Chicago, the State of Illinois, and our country have benefited greatly from the many selfless contributions that Judge Marovitz has made over the years. He is not only a Chicago treasure, but a national treasure as well. I take great pride in congratulating him on his American ORT Diamond Jubilee Award. It is also my distinct honor to celebrate 75 wonderful years of ORT in the United States.●

UNANIMOUS-CONSENT AGREE-  
MENT—DEPARTMENT OF DE-  
FENSE AUTHORIZATION CON-  
FERENCE REPORT

Mr. NICKLES. Mr. President, I ask unanimous consent that, notwithstanding rule XXII, that on Thursday, November 6th, at 10 a.m., the Senate proceed to the DOD authorization conference report, and the report be considered as having been read, and there be 4 hours equally divided in the usual form, and following the conclusion or yielding back of time, the Senate proceed to vote on adoption of the conference report, without any intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

UNANIMOUS-CONSENT AGREE-  
MENT—PROVIDING FOR CORREC-  
TIONS IN THE ENROLLMENT OF  
H.R. 1119

Mr. NICKLES. Mr. President, I also ask unanimous consent that following the adoption of the conference report, Senator DOMENICI be recognized to offer and the Senate proceed to a concurrent resolution making technical corrections in the enrollment of the DOD authorization conference report regarding section 3165 of the bill and to address an issue with respect to correcting several mistakes and that no amendments be in order and that the concurrent resolution be agreed to, and the motion to reconsider be laid upon the table, all without further action or debate, and the text of the resolution be printed in the RECORD following this request.

The PRESIDING OFFICER. Without objection, it is so ordered.

The concurrent resolution is as follows:

S. CON. RES.—

*Resolved by the Senate (the House of Representatives concurring),* That in the enrollment of H.R. 1119 to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes, the Clerk of the House of Representatives shall make the following corrections:

In section 3165—

(1) in subsection (b)(1), strike out “under the jurisdiction” and all that follows through “Los Alamos National Laboratory” and insert in lieu thereof “under the administrative jurisdiction of the Secretary at or

in the vicinity of Los Alamos National Laboratory”; and

(2) in subsection (e), strike out “, the Secretary of the Interior” and all that follows through the end and insert in lieu thereof “but not later than 90 days after the submission of the report under subsection (d)(1)(C), the County and the Pueblo shall submit to the Secretary an agreement between the County and the Pueblo which allocates between the County and the Pueblo the parcels identified for conveyance or transfer under subsection (b).”.

UNANIMOUS-CONSENT AGREE-  
MENT—NOMINATION OF  
CHARLES ROSSOTTI

Mr. NICKLES. Mr. President, as in executive session, I ask unanimous consent that on Monday, November 3, at 2:45 p.m., the Senate proceed to executive session for the consideration of calendar No. 351, the nomination of Charles Rossotti, to be Commissioner of the Internal Revenue. I further ask unanimous consent there be 3 hours of debate equally divided as follows: Senator LOTT or his designee, 60 minutes; Senator MOYNIHAN, 90 minutes; and Senator ROTH, 30 minutes. I further ask unanimous consent that following the conclusion or yielding back of the time, the Senate proceed to a vote on the confirmation of Mr. Rossotti, and that following that vote the motion to reconsider be laid upon the table, and the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. NICKLES. Mr. President, in executive session, I ask unanimous consent that the Senate proceed to the following nomination on the Executive Calendar, No. 360.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. NICKLES. Mr. President, I finally ask unanimous consent that the nomination be confirmed, that the motion to reconsider be laid upon the table, any statements relating to the nomination appear at the appropriate place in the RECORD, and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nomination considered and confirmed is as follows:

ARMY

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Jack P. Nix, Jr., 1547.

TREATIES

Mr. NICKLES. Mr. President, I ask unanimous consent that the Senate

proceed to consider the following treaties on today's Executive Calendar, Executive Calendar Nos. 8, 9, 10, 11, 12, 13, 14, and 15; I further ask unanimous consent that the treaties be considered as having passed through their various parliamentary stages up to and including the presentation of the resolutions of ratification; that all committee provisions, reservations, understandings and declarations be considered agreed to; that any statements in regard to these treaties be inserted in the CONGRESSIONAL RECORD as if read; and that the Senate take one vote on the resolutions of ratification to be considered as separate votes; further, that when the resolutions of ratification are voted upon the motion to reconsider be laid upon the table; the President then be notified of the Senate's action and that following the disposition of the treaties, the Senate return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered. The treaties will be considered to have passed through their various parliamentary stages up to and including the presentation of the resolutions of ratification.

The resolutions of ratification are as follows:

TAXATION AGREEMENT WITH TURKEY

*Resolved, (two-thirds of the Senators present concurring therein),* That the Senate advise and consent to the ratification of the Agreement between the Government of the United States of America and the Government of the Republic of Turkey for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, together with a related Protocol, signed at Washington on March 28, 1996 (Treaty Doc. 104-30) subject to the declaration of subsection (a), and the proviso of subsection (b).

(a) DECLARATION.—The Senate's advice and consent is subject to the following declaration, which shall be binding on the President:

(1) TREATY INTERPRETATION.—The Senate affirms the applicability to all treaties of the constitutionally based principles of treaty interpretation set forth in Condition (1) of the resolution of ratification of the INF Treaty, approved by the Senate on May 27, 1988, and Condition (8) of the resolution of ratification of the Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe, approved by the Senate on May 14, 1997.

(b) PROVISIO.—The resolution of ratification is subject to the following proviso, which shall be binding on the President:

(1) SUPREMACY OF THE CONSTITUTION.—Nothing in the Treaty requires or authorizes legislation or other action by the United States of America that is prohibited by the Constitution of the United States as interpreted by the United States.

TAXATION CONVENTION WITH AUSTRIA

*Resolved, (two-thirds of the Senators present concurring therein),* That the Senate advise and consent to the ratification of the Convention between the United States of America and the Republic of Austria for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, signed at Vienna on May 31, 1996 (Treaty Doc. 104-31) subject to the understanding of subsection (a), the declarations of subsection (b), and the proviso of subsection (c).